



DONALD L. WOLFE, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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June 26, 2007

IN REPLY PLEASE

REFER TO FILE: **LD-3**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**AUTHORIZE SUPPLEMENTAL CONSULTANT SERVICES AGREEMENT NO. 2
FOR WASTEWATER TREATMENT PLANT AND DISPOSAL SYSTEM
TRACT NO. 46277, MALIBU AREA
CONTRACT NO. PW12212
SUPERVISORIAL DISTRICT 3
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Authorize the Director of Public Works, or his designee, to execute Supplemental Consultant Services Agreement No. 2 for Contract No. PW12212 with MARRS Services, Inc., to increase the total not-to-exceed fee by \$100,000.
2. Instruct the Director, or his designee, to notify MARRS Services, located at 13360 East Firestone Boulevard, Suite 2A, Santa Fe Springs, California 90670, of the Board action taken.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

We are recommending that the Board authorize the Director to execute Supplemental Consultant Services Agreement No. 2 for continued plan check services with MARRS Services, so that they may complete the review of plans and technical reports associated with the Wastewater Treatment Plant and Disposal System for Tract No. 46277. The recommended supplemental agreement will provide for additional reviews made necessary due to design changes proposed by the developer including the addition of seepage pits to dispose the effluent from the wastewater treatment plant. All other terms and conditions of the original Agreement and Supplemental Agreement No. 1 will remain in effect.

On September 20, 2000, the Director, under delegated authority, approved a Consultant Services Agreement with MARRS Services, to perform plan check services for a developer's proposed Wastewater Treatment Plant and Disposal System for Tract No. 46277. The services were to consist of a total of three plan checks and an Operation and Maintenance cost estimate for a not-to-exceed fee of \$48,910.

As the project developed, changes were made to the treatment plant design by the developer. Due to these changes and the complex nature of the project, additional reviews were required. The County and MARRS Services agreed to amend the Agreement to provide for three additional plan checks. On March 24, 2004, the Director, under delegated authority, approved Supplemental Agreement No. 1 to increase the total not-to-exceed fee by \$26,090 from \$48,910 to \$75,000.

The developer made further changes to the design of the project by adding seepage pits to dispose of the effluent from the proposed wastewater treatment plant. Additional reviews are needed to handle this change in scope and to review the incorporation of these changes to the overall project. MARRS Services has agreed to provide additional review of all current and future submittals associated with the proposed Wastewater Treatment Plant and Disposal System for Tract No. 46277 on an hourly basis, not to exceed \$100,000. The recommended Supplemental Agreement No. 2 will increase the previously approved total not-to-exceed fee from \$75,000 to \$175,000. The scope of services to be provided by the consultant is described in Attachment A.

Implementation of Strategic Plan Goals

This action meets the County Strategic Plan Goals of Service Excellence and Organizational Effectiveness by providing the public with timely plan checking services that help maintain construction scheduling and stimulate the local economy.

FISCAL IMPACT/FINANCING

The recommended Supplemental Agreement No. 2 with MARRS Services will increase the total not-to-exceed fee from \$75,000 to \$175,000. Financing of the supplemental Agreement is available in the Fiscal Year 2007-08 County Engineer General Fund budget. All costs will be reimbursed by funding from fees for services. Therefore, there will be no impact to net County cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

A standard supplemental Agreement, previously approved as to form by County Counsel, will be used. The standard Board-directed clauses that provide for contract termination, renegotiation, and hiring qualified displaced County employees will be included.

As requested by your Board on August 12, 1997, and as a threshold requirement for consideration for contract award, MARRS Services is willing to consider Greater Avenues for Independence participants for future employment.

As required by your Board, language has been incorporated into the Supplemental Agreement No. 1 stating that the consultants shall notify its employees, and shall require each subconsultant to notify its employees, about Board Policy 5.135, the Safely Surrendered Baby Law, and that they may also be eligible for the Federal Earned Income Credit under the Federal income tax laws.

MARRS Services is in full compliance with Los Angeles County Code Chapter 2.200 (Child Support Compliance Program) and Chapter 2.203 (Contractor Employee Jury Service Program).

ENVIRONMENTAL DOCUMENTATION

Awarding this supplemental Agreement is categorically exempt from the requirements of the California Environmental Quality Act pursuant to Sections 15309 (Class 9) and 15321 (Class 21) of the California Environmental Quality Act guidelines.

CONTRACTING PROCESS

On May 22, 2000, Requests for Proposals were issued to 50 firms for the review of design plans for a wastewater treatment plant and disposal system. Three firms responded to the Request for Proposals. The Evaluation Committee, consisting of Public Works' technical staff, evaluated the proposals and selected MARRS Services as the best qualified firm to provide the above plan check services. The firm was selected without regard to race, creed, color, or gender.

On September 20, 2000, the Director, under delegated authority, authorized Contract No. PW12212 with MARRS Services to provide plan check services for the developer proposed Wastewater Treatment Plant and Disposal System for Tract No. 46277 for a total not-to-exceed fee of \$48,910. On March 24, 2004, the Director, under delegated authority, approved Supplemental Agreement No. 1 to increase the total not-to-exceed fee by \$26,090 from \$48,910 to \$75,000, to provide for additional plan reviews due to

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changes in project design proposed by the developer. The currently recommended supplemental Agreement will provide for an additional total not-to-exceed supplemental fee of \$100,000 to complete the review of above plans and associated technical reports.

Participation by Community Business Enterprises in the contract is encouraged through Public Works' Community Business Enterprises Outreach Program and the requirement that contractors demonstrate their good faith efforts to utilize Community Business Enterprises.

As requested by your Board on February 3, 1998, this contract opportunity was listed on the Office of Small Business website.

MARRS Services' Community Business Enterprises participation data and three-year contracting history with the County are on file with Public Works.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

There will be no impact on current County services during the performance of the recommended consultant services.

CONCLUSION

Please return one copy of the adopted letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE
Director of Public Works

SPC:la

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cc: Chief Administrative Office
County Counsel
Department of Social Services (GAIN/GROW Program)